

CALIFORNIA LEGISLATURE  
2017–18 REGULAR SESSION

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# SENATE DAILY JOURNAL

ONE HUNDRED FIFTY-SECOND LEGISLATIVE DAY

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## IN SENATE

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Senate Chamber, Sacramento  
Thursday, February 15, 2018

The Senate met at 9 a.m.

Hon. Mike McGuire, of the 2nd District, presiding.

Secretary Daniel Alvarez at the Desk.

Assistant Secretary Zachary L. Twilla reading.

### ROLL CALL

The roll was called and the following Senators answered to their names:

Allen, Atkins, Bates, Bradford, De León, Dodd, Fuller, Gaines, Hernandez, Hertzberg, Hueso, Jackson, Lara, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Newman, Nielsen, Portantino, Roth, Skinner, Stern, Stone, Wieckowski, Wiener, and Wilk—29.

Quorum present.

*(NOTE: Senators Anderson, Berryhill, Glazer, Nguyen, Pan, and Vidak will be excused this day on legislative business. Senators Beall, Cannella, Galgiani, Hill, and Mendoza will be excused this day on personal business.)*



**REPORTS OF STANDING COMMITTEES****Committee on Rules**

Senate Chamber, February 15, 2018

Mr. President: The Committee on Rules has examined:

SCR 96

SCR 97

SCR 98

And reports the same correctly engrossed.

DE LEÓN, Chair

**MOTIONS, RESOLUTIONS AND NOTICES****MEASURES PLACED ON SPECIAL CONSENT CALENDAR**

Without objection, the following measures were set as a special consent calendar to be taken up on Tuesday, February 20, 2018:

ACR 140

ACR 147

ACR 156

ACR 146

ACR 157

ACR 159

ACR 160

**UNANIMOUS CONSENT TO TAKE MEASURES  
FROM INACTIVE FILE**

Without objection, the following measures were taken from the inactive file and re-referred to the Committee on Budget and Fiscal Review:

AB 104

AB 105

AB 106

AB 108

AB 110

AB 112

AB 113

AB 118

AB 121

AB 122

AB 123

AB 125

AB 127

**COMMUNICATIONS AND PETITIONS****REQUESTS TO INTRODUCE BILL WHICH EXCEEDS BILL  
INTRODUCTION LIMITATION**

Senate Chamber, January 31, 2018

The following request was presented by Senator Lara:

To the Committee on Rules: In accordance with the provisions of Senate Rule 22.5(b), I request permission to introduce a bill which exceeds the bill introduction limitation (Legislative Counsel Request Number: 18 04100 (SB 1228)).

SENATOR LARA

**Permission of Rules Committee**

The Committee on Rules grants permission to introduce a bill as requested.

DE LEÓN, Chair

**INTRODUCTION AND FIRST READING OF SENATE MEASURES**

The following measures were introduced, read the first time, and transmitted to the Committee on Rules for assignment:

**Senate Bill 1183:** By Senator Morrell—An act to amend Section 2920.7 of the Civil Code, relating to mortgages and deeds of trust.

**Senate Bill 1184:** By Senator Pan—An act to amend Section 13202.6 of the Vehicle Code, relating to vehicles.

**Senate Bill 1185:** By Senator Hill—An act to add Division 3.5 (commencing with Section 24900) to Title 4 of Part 6 of the Penal Code, relating to firearms.

**Senate Bill 1186:** By Senator Hill—An act to add Chapter 15 (commencing with Section 54999.8) to Part 1 of Division 2 of Title 5 of the Government Code, relating to law enforcement agencies.

**Senate Bill 1187:** By Senator Beall—An act to amend Sections 1369.1, 1370.02, 1375.5, and 4019 of, and to repeal and add Sections 1370, 1370.01, and 1370.1 of, the Penal Code, relating to criminal procedure.

**Senate Bill 1188:** By Senator Stone—An act to amend Section 1454 of the Labor Code, relating to employment.

**Senate Bill 1189:** By Senator Newman—An act to amend Section 5156 of the Vehicle Code, relating to license plates.

**Senate Bill 1190:** By Senator Skinner (Principal coauthor: Assembly Member Limón) (Coauthor: Senator Beall)—An act to add Chapter 1.5 (commencing with Section 24200) to Division 20 of the Health and Safety Code, relating to victim compensation, and making an appropriation therefor.

**Senate Bill 1191:** By Senator Hueso—An act to amend Section 368.5 of the Penal Code, relating to elder and dependent adult abuse.

**Senate Bill 1192:** By Senator Monning—An act to amend Section 114094 of the Health and Safety Code, relating to food facilities.

**Senate Bill 1193:** By Senator Nguyen—An act to amend Section 81363 of the Education Code, relating to community colleges.

**Senate Bill 1194:** By Senator Lara—An act relating to privacy.

**Senate Bill 1195:** By Senator Portantino—An act to amend Section 22850 of the Government Code, relating to public employee benefits.

**Senate Bill 1196:** By Senator Jackson—An act to add Title 1.81.5 (commencing with Section 1798.100) to Part 4 of Division 3 of the Civil Code, relating to personal identifying information.



**Senate Bill 1197:** By Senator Nielsen—An act to amend Section 80 of the Military and Veterans Code, relating to veterans.

**Senate Bill 1198:** By Senator Wilk (Coauthor: Senator Bates) (Coauthors: Assembly Members Acosta, Gallagher, and Lackey)—An act to amend Sections 290.04, 9001, and 11105 of the Penal Code, relating to sex offenders.

**Senate Bill 1199:** By Senator Wilk (Coauthor: Assembly Member Lackey)—An act to amend Section 3003 of the Penal Code, relating to sex offenders.

**Senate Bill 1200:** By Senator Skinner—An act relating to firearms.

**Senate Bill 1201:** By Senator Jackson—An act to amend Section 1632.5 of the Civil Code, and to amend Section 50200 of the Financial Code, relating to contracts.

**Senate Bill 1202:** By Senator Stone—An act to amend Section 66006 of the Government Code, relating to land use.

**Senate Bill 1203:** By Senator Berryhill—An act to amend Section 48310 of the Education Code, relating to pupil attendance.

**Senate Bill 1204:** By Senator Bates (Coauthor: Assembly Member Cunningham)—An act to amend Section 266i of the Penal Code, relating to pandering.

**Senate Bill 1205:** By Senator Hill—An act to add Section 592 to the Public Utilities Code, relating to public utilities.

**Senate Bill 1206:** By Senator De León—An act to amend Section 17002 of the Unemployment Insurance Code, relating to CalWORKs.

**Senate Bill 1207:** By Senator De León—An act to amend Section 352.1 of the Evidence Code, relating to evidence.

**Senate Bill 1208:** By the Committee on Judiciary (Senators Jackson (Chair), Anderson, Hertzberg, Monning, Moorlach, Stern, and Wieckowski)—An act to amend Section 68115 of the Government Code, relating to courts.

**Senate Bill 1209:** By Senator Leyva—An act to amend Section 38560 of the Health and Safety Code, relating to greenhouse gases.

**Senate Bill 1210:** By Senator Anderson—An act to amend Section 17041 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**Senate Bill 1211:** By Senator Anderson—An act to add and repeal Sections 17053.40 and 23640 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.



**Senate Bill 1212:** By Senator Anderson—An act to amend Section 17053.5 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**Senate Bill 1213:** By Senator Anderson—An act to amend Section 17052.6 of the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

**Senate Bill 1214:** By Senator Portantino—An act to amend Section 17072 of, and to add and repeal Section 17208 of, the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**Senate Bill 1215:** By Senator Hertzberg—An act to amend Sections 116680, 116681, and 116682 of, and to add Section 116683 to, the Health and Safety Code, relating to water.

**Senate Bill 1216:** By Senator Glazer—An act to amend Section 47604.33 of the Education Code, relating to charter schools.

**Senate Bill 1217:** By Senator Morrell—An act to amend Section 7525 of the Business and Professions Code, relating to professions and vocations.

**Senate Bill 1218:** By Senator Gaines—An act to add Section 17206.2 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**Senate Bill 1219:** By Senator Gaines—An act to amend Sections 7282 and 7282.5 of, and to repeal Chapter 17.5 (commencing with Section 7284) of Division 7 of Title 1 of, the Government Code, and to add Section 11369 to the Health and Safety Code, relating to law enforcement.

**Senate Bill 1220:** By Senator Gaines—An act to amend Section 69.5 of the Revenue and Taxation Code, relating to taxation.

**Senate Bill 1221:** By Senator Gaines—An act to amend Section 626.81 of the Penal Code, relating to schools.

**Senate Bill 1222:** By Senator Stone—An act to amend Section 5653 of the Fish and Game Code, and to amend Section 13172.5 of the Water Code, relating to dredging.

**Senate Bill 1223:** By Senator Galgiani—An act to amend Section 70.1 of the Labor Code, relating to employment.

**Senate Bill 1224:** By Senators Glazer, Allen, and Portantino—An act relating to education data.

**Senate Bill 1225:** By Senators Glazer and Allen—An act to add Part 70.3 (commencing with Section 101200) to Division 14 of Title 3 of the Education Code, relating to education finance, and declaring the urgency thereof, to take effect immediately.



**Senate Bill 1226:** By Senator Bates—An act to add Section 17958.12 to the Health and Safety Code, relating to housing.

**Senate Bill 1227:** By Senator Skinner—An act to amend Section 65915 of the Government Code, relating to housing.

**Senate Bill 1228:** By Senator Lara—An act relating to public health.

**Senate Bill 1229:** By Senator Stone—An act to add Section 4079 to the Business and Professions Code, relating to healing arts.

**Senate Bill 1230:** By Senator Gaines—An act to amend Section 7026.11 of the Business and Professions Code, relating to contractors.

**Senate Bill 1231:** By Senator Gaines (Coauthor: Senator Vidak)—An act to add Section 17131.8 to, and to add Chapter 11 (commencing with Section 19810) to Part 10.2 of Division 2 of, the Revenue and Taxation Code, relating to tax rebates, and making an appropriation therefor.

**Senate Bill 1232:** By Senator Bradford—An act to amend Section 13953 of the Government Code, relating to victims of crime, and making an appropriation therefor.

**Senate Bill 1233:** By Senator McGuire—An act to amend Section 1209.5 of the Penal Code, relating to sentencing.

**Senate Bill 1234:** By Senator Vidak—An act to amend Section 220 of the Labor Code, relating to employment.

**Senate Bill 1235:** By Senator Glazer—An act to amend Section 22001 of, and to add Article 5 (commencing with Section 22655) to Chapter 3 of Division 9 of, the Financial Code, relating to financial institutions.

**Senate Bill 1236:** By Senator Monning—An act to add Section 15250.1 to the Vehicle Code, relating to commercial vehicle drivers.

**Senate Bill 1237:** By Senator Bates—An act to amend Sections 64, 480.1, 480.2, and 482 of, to add Section 480.9 to, and to add and repeal Section 486 of, the Revenue and Taxation Code, relating to taxation, and declaring the urgency thereof, to take effect immediately.

**Senate Bill 1238:** By Senator Roth—An act to add Section 123106 to the Health and Safety Code, relating to health care.

**Senate Bill 1239:** By Senator Hertzberg—An act to amend Section 84602 of the Government Code, relating to the Political Reform Act of 1974.

**Senate Bill 1240:** By Senator Stone—An act to amend Section 4040 of, and to add Sections 4122.4 and 4122.5 to, the Business and Professions Code, and to amend Section 11165 of the Health and Safety Code, relating to pharmacy.



**Senate Bill 1241:** By Senator Nguyen—An act to amend Section 17045 of the Revenue and Taxation Code, relating to taxation.

**Senate Bill 1242:** By Senator Newman—An act to amend Section 3051 of, and to add Section 3042.5 to, the Penal Code, relating to parole.

**Senate Bill 1243:** By Senator Portantino—An act to add Part 52.7 (commencing with Section 88670) to Division 7 of Title 3 of the Education Code, relating to public postsecondary education.

**Senate Bill 1244:** By Senator Wieckowski—An act to amend Section 6253 of the Government Code, relating to public records.

**Senate Bill 1245:** By Senator Leyva—An act to amend Section 100502 of the Government Code, relating to health coverage.

**Senate Bill 1246:** By Senator Gaines—An act to amend Section 2635 of the Revenue and Taxation Code, relating to taxation.

**Senate Bill 1247:** By Senator Gaines—An act to amend Section 651 of the Harbors and Navigation Code, relating to vessels.

**Senate Bill 1248:** By Senator Gaines—An act to amend Section 10270.7 of the Insurance Code, relating to disability insurance.

**Senate Bill 1249:** By Senator Galgiani—An act to add Section 1834.9.5 to the Civil Code, relating to animal testing.

**Senate Bill 1250:** By Senator Bradford—An act to amend Section 3000 of the Elections Code, relating to elections.

**Senate Bill 1251:** By Senator McGuire—An act to amend Section 65040.5 of the Government Code, relating to land use.

**Senate Bill 1252:** By Senator Bradford—An act to amend Section 226 of the Labor Code, relating to employment.

**Senate Bill 1253:** By Senator Jackson—An act to amend Section 65583 of the Government Code, relating to land use.

**Senate Bill 1254:** By Senator Stone—An act to add Section 4118.5 to the Business and Professions Code, relating to healing arts.

**Senate Bill 1255:** By Senator Hernandez—An act relating to health insurance.

**Senate Bill 1256:** By Senator Morrell—An act to amend Section 331.1 of the Public Utilities Code, relating to electricity.

**Senate Bill 1257:** By Senator Morrell—An act to amend Section 3451 of the Penal Code, relating to postrelease community supervision.

**Senate Bill 1258:** By Senator Berryhill—An act to amend Section 100 of the Business and Professions Code, relating to the Department of Consumer Affairs.



**Senate Bill 1259:** By Senator Nielsen—An act to amend Section 229.26 of the Streets and Highways Code, relating to highways.

**Senate Bill 1260:** By Senator Jackson—An act to amend Sections 65302.5 and 66474.02 of the Government Code, to amend Sections 13008 and 13055 of, and to add Section 13105.6 to, the Health and Safety Code, and to amend Section 4475.5 of, to add Sections 4114.3, 4482, and 4483 to, to add Article 4 (commencing with Section 4495) to Chapter 7 of Part 2 of Division 4 of, and to add and repeal Section 4481 of, the Public Resources Code, relating to fire prevention.

**Senate Bill 1261:** By Senator Nielsen—An act to amend Section 893 of the Penal Code, relating to criminal procedure.

**Senate Bill 1262:** By Senator Newman—An act to amend Sections 6700 and 6701 of the Public Contract Code, relating to public contracts.

**Senate Bill 1263:** By Senator Portantino—An act to add Section 2063 to the Insurance Code, relating to residential property insurance.

**Senate Bill 1264:** By Senator Stone—An act relating to Medi-Cal.

**Senate Bill 1265:** By Senator Wieckowski—An act to amend Sections 5105 and 5125 of the Civil Code, relating to common interest developments.

**Senate Bill 1266:** By Senator Portantino—An act relating to public safety.

The following measure was offered and referred to the Committee on Rules:

**Senate Resolution 82:** By Senator Gaines—Relative to Opioid Overdose Death Awareness Week.

#### LEAVES OF ABSENCE

The following Senators were granted leaves of absence for the day on legislative business: Senators Anderson, Berryhill, Glazer, Nguyen, Pan, and Vidak.

The following Senators were granted leaves of absence for the day on personal business: Senators Beall, Cannella, Galgiani, Hill, and Mendoza.

#### ADJOURNMENT

At 3:30 p.m., the Senate adjourned until 9 a.m., Friday, February 16, 2018.

NEVA MARIE PARKER, Minute Clerk

